



TO THE CHAIRMAN AND MEMBERS OF THE **LICENSING SUB-COMMITTEE A**

You are hereby summoned to attend a meeting of the Licensing Sub-Committee A to be held on Monday, 16 October 2023 at 11.00 am in the Council Chamber, Civic Offices, Gloucester Square, Woking, Surrey GU21 6YL.

The agenda for the meeting is set out below.

JULIE FISHER
Chief Executive

AGENDA

PART I - PRESS AND PUBLIC PRESENT

1. Minutes (Pages 3 - 6)
To approve the minutes of the meeting of the Licensing Sub-Committee A held on 26 September 2023 as published.
2. Declarations of Interest
To receive declarations of disclosable pecuniary and other interests from Members in respect of any item to be considered at the meeting.
3. Urgent Business
To consider any business that the Chairman rules may be dealt with under Section 100B(4) of the Local Government Act 1972.

Matters for Determination

4. Notification of a Temporary Event - Greenfield School (Pages 7 - 22)
Reporting Person – Matthew Cobb

AGENDA ENDS

Date Published - 9 October 2023

For further information regarding this agenda and arrangements for the meeting, please contact Doug Davern on 01483 743018 or email doug.davern@woking.gov.uk



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MINUTES
OF A MEETING OF THE
LICENSING SUB-COMMITTEE A

held on 26 September 2023

Present:

Cllr L Rice (Chairman)
Cllr C Martin Cllr M Sullivan

Apologies for absence: Councillors A Caulfield, R Leach and S Hussain

1. ELECTION OF CHAIRMAN

Noting that apologies for absence had been received from the three Members appointed to the Sub-Committee, thereby including the Chairman (Councillor R Leach) and Vice-Chairman (Councillor S Hussain), Councillor L Rice was elected Chairman of the Sub-Committee for the meeting.

2. MINUTES

RESOLVED

That the minutes of the Sub-Committee held on 9 August 2023 be approved and signed as a true and correct record.

3. DECLARATIONS OF INTEREST

There were no Declarations of Interest.

4. URGENT BUSINESS

There were no items of Urgent Business.

5. APPLICATION FOR TRANSFER OF A PREMISES LICENCE AND VARIATION OF A DPS - PREMIER WYCH HILL (LONDIS), ABERDEEN HOUSE, WYCH HILL

The Sub-Committee had before it a report regarding an application for a transfer of a Premises Licence and Variation of a Designated Premises Supervisor (DPS) for Premier Wych Hill (Londis), Aberdeen House, Wych Hill, for which an objection had been received from Surrey Police. Jeremy Phillips of Counsel, Lesley Sumner and Ryan Scott attending the meeting to represent Surrey Police. Sutharsine Perayeravan, the Applicant and Owner of the premises, attended the meeting alongside Suresh Kanapathi of ARKA Licensing.

All parties present had a copy of the Licensing Committee's agreed procedure to be followed at Licensing Sub-Committee hearings.

The Licensing Authority's representative, Matthew Cobb, summarised the report that was before the Sub-Committee, stating that the application was to:

- transfer of the Premises Licence to Mrs Sutharsine Perayeravan; and
- change the Designated Premises Supervisor to Mr Navaratnam Pathmilan.

Mr Cobb stated that the objection received from Surrey Police was based on the belief that neither proposed person would uphold the licensing objectives. Following the passing of the ownership of the store to Mrs Perayeravan on 24 May 2023 and the surrender of the Premises Licence on 28 July 2023 by the previous holder, the premises had continued to sell alcohol until 22 August 2023, the date the application to transfer the licence had been submitted, and had failed a test purchase for sale of alcohol to a minor undertaken by Surrey Police on 17 August 2023. In addition, the Applicant had advised the Licensing department that no alcohol had been on-sale between the dates of 28 July 2023 and 22 August 2023.

The Sub-Committee was advised that on 11 September 2023 following discussion with the Police, the Applicant had submitted a minor variation to add further conditions to the licence. The variation was noted to be an entirely separate application and would only come into force if the Sub-Committee granted the two requests set out above.

None of the parties present had any questions for Mr Cobb.

The Chairman gave the Applicant the opportunity to address the Sub-Committee. Mr Kanapathi advised that Mrs Perayeravan had taken over ownership of the business on 24 May 2023 with an agreement from the previous licence holder to support the business for a period of three months. However this commitment had not been fulfilled due to illness of the previous holder. It was stated the reason for the surrender of the licence on 28 July 2023 was unknown and once the Applicant had become aware, contact was made with ARKA Licensing for support. The sale of alcohol to a minor was described by Mr Kanapathi as very unfortunate, with the member of staff on duty claiming that he had fallen asleep beforehand. A meeting had been held with Surrey Police following the incident. It was stated that the trading environment was difficult for the business and a month loss of circa £1,000 was currently being incurred, however the business would seek to uphold the licensing objectives. The Sub-Committee was urged to approve the applications.

The Chairman gave Mr Cobb the opportunity to ask questions to the Applicant. It was noted that there were two part-time employees assisting the owner; the proposed DPS was married to the owner's sister; once commissioned ARKA Licensing had explained the conditions of the licence to the Applicant and had rectified a number of licensing discrepancies, such as at least two members of staff being on duty when alcohol was on-sale; the Applicant was aware of the requirement to display Part B of a valid Premises Licence in the store; and there was no document setting out the support for three months as agreed with the previous licence holder. In addition, no reason was provided as to why the Applicant had advised the Licensing department that no alcohol had been on-sale between 28 July 2023 and 22 August 2023, during which time the failed test purchase occurred. Mrs Perayeravan apologised for the sale of alcohol to a minor and advised that she had since completed a one day licensing course.

The Chairman gave Surrey Police the opportunity to question the Applicant. It was reiterated that the previous holder was also the DPS and had agreed to support the business for three months but had been unwell and had surrendered the licence on 28 July 2023; the sale of alcohol had continued from this date, following which a test purchase had failed and the member of staff had claimed he had fallen asleep; the member of staff was also the proposed DPS in the application; and the Applicant was now aware of all conditions on the licence.

Following questions by Members of the Sub-Committee, the Applicant confirmed that two members of staff were now on duty at any time alcohol was on-sale and all staff were aware of the requirement.

The Chairman gave Surrey Police the opportunity to address the Sub-Committee. Mr Phillips stated that the Police objection had been submitted on the basis that both the Applicant and the proposed DPS had demonstrated significant doubt over whether they were responsible enough to uphold the licensing objectives, in particular the protection of children from harm. The Sub-Committee was urged to decline the applications.

Neither Mr Cobb nor the representatives from Londis had any questions for Surrey Police.

The Chairman referred to the original application for a Premises Licence which had been determined by Sub-Committee on 13 July 2011 and it was noted that no objections had been received from statutory agencies, however 31 objections had been submitted by members of the public for reasons including increase in crime, traffic and alcohol related nuisance issues. No objections from members of the public had been received in response to the matter in hand.

The Chairman gave those present the opportunity to make closing statements.

Mr Cobb stated that the Licensing Authority held concerns over the suitability of the Applicant and proposed DPS to uphold the licensing objectives; the sale of alcohol to a minor had not been adequately explained; the Applicant seemed to have a low level of understanding of licensing law and there was little confidence over compliance with the conditions already attached to the licence. It was stated that for a small business that was struggling, there could be a temptation to cut corners or make every sale possible. Mr Cobb stated that whatever the outcome of the hearing, the business must operate within the confines of the law.

Mr Phillips stated that the Police were extremely concerned that the business had been selling alcohol for a two month period without written delegation from the previous holder of the Premises Licence; and had continued to sell alcohol after the licence had been surrendered, during which time a test purchase carried out by Surrey Police had been failed.

Mr Kanapathi asked the Sub-Committee to support the owner and her business, noting that no complaints had been received from local residents and the test purchase failure had been a mistake, following which a warning letter had been received. It was stated that the store was operating under a new system with clear signage, and the Sub-Committee was urged to approve the applications.

The Chairman adjourned the meeting at 12.35pm. The Sub-Committee deliberated in private, requesting that the Council's Solicitor, Amanda Francis, join them for the provision of legal advice, and re-assembled at 1.05pm.

The Chairman advised those present that the Sub-Committee had taken into account the written representations before it, the oral statements made at the meeting, the Council's Licensing Policy and national guidance.

The Chairman reported that the Licensing Sub-Committee in respect of Premier Wych Hill (Londis), Aberdeen House, Wych Hill had resolved to reject the application to transfer the premises licence and variation of the DPS. In coming to its decision, the Sub-Committee

had taken into account the written representations before it, the oral statements made at the meeting, the Council's Licensing Policy and national guidance.

The Chairman stated that the offence of selling alcohol to a minor was contrary to the licensing objectives related to the prevention of crime and the protection of children from harm. The Sub-Committee was satisfied that the Applicant and the proposed new DPS had control of the premises at the time of the Police visit to the premises on 17 August 2023 and that the offence which took place on 17 August 2023 seriously undermined the licensing objectives. As such the transfer of the premises licence and variation of DPS to Mr Pathmilan would undermine the licensing objectives, in particular the crime and disorder and protection of children from harm.

The Chairman added that the Sub-Committee felt that the Applicant had not been truthful in relation to the events of the 17 August 2023 and did not display clear knowledge and understanding of licensing laws; hence the Sub-Committee had little confidence of compliance with the legislation.

There was the right of appeal to the Magistrate's Court within 21 days.

RESOLVED

That the applications to transfer the Premises Licence and amend the Designated Premises Supervisor be refused.

The meeting commenced at 11.30 am
and ended at 1.10 pm

Chairman: _____

Date: _____

LICENSING SUB-COMMITTEE A – 16 OCTOBER 2023

NOTIFICATION OF A TEMPORARY EVENT – GREENFIELD SCHOOL, 182 OLD WOKING ROAD, WOKING, GU22 8HY

Executive Summary

This report considers a Temporary Event Notice for the above premises.

Recommendations

The Committee is requested to:

RESOLVE That the application be determined in one of the following ways, having regard to the promotion of the Licensing Objectives:-

- a) Uphold the Environmental Health Officer's objections and to refuse the event going ahead; or
- b) Permit the event to go ahead as specified in the notices in appendix "1".

The Committee has the authority to determine the recommendation(s) set out above.

Background Papers:

None.

Reporting Person:

Matthew Cobb, Senior Licensing Officer
Ext. 3650, E Mail: Matthew.Cobb@woking.gov.uk

Contact Person:

Matthew Cobb, Senior Licensing Officer
Ext. 3650, E Mail: Matthew.Cobb@woking.gov.uk

Date Published:

9 October 2023

1.0 Summary of Proposal

Type: Temporary Event Notice

Site Address: Greenfield School
182 Old Woking Road
Woking
GU22 8HY

Applicant Ms Alexandra Houghton

Notification Ref: 23/00230/TEN

2.0 Description of Premises

- 2.1 Greenfield School is a prep school located in the Mount Hermon ward of Woking Borough.
- 2.2 The event is due to be held on the entire site, however it is presumed that the fireworks will be taking place on the school playing field.
- 2.3 The playing field is roughly 17,600 square meters.
- 2.4 The whole Greenfield School site constitutes roughly 39,300 square meters.
- 2.5 The Parent Teacher Association (PTA) hold a number of events on site, with examples in the past being a cinema and alcohol event, a wine tasting evening, family fun days, a summer ball and more.

3.0 Overview

- 3.1 On the 2 October 2023 a Notice was served by Mrs Alexandra Houghton for a Temporary Event (TEN) to take place at Greenfield School on 3 November 2023.
- 3.2 The Notice is for a fireworks event taking place on the 3 November 2023 between 17:00 and 20:00 and is for the sale of alcohol and the provision of regulated entertainment.
- 3.3 The Notification is attached as Appendix 1
- 3.4 On the 2 October 2023 the Licensing Authority received an objection from the Deputy Environmental Health Manager (Janine Knighton) on the grounds of public safety.
- 3.5 The objection is attached as Appendix 2.

4.0 Details of Temporary Event Notice

- 4.1 To licence the premises for
 - An event due to take place on 3 November 2023, whereupon the licensable activities being sought are:
 - Provision of regulated entertainment from 17:00 to 20:00

Notification of a Temporary Event – Greenfield School, 182 Old Woking Road, Woking, GU22 8HY

- Sale of Alcohol from 17:00 to 20:00

4.2 The Notification states that they will be making use of “the land and buildings at Greenfield School, Old Woking Road.”

4.3 The Notification describes the nature of the event as being a “*Fireworks night with food and alcohol for sale. To be held on Friday 3 November 2023 between 17:00 and 20:00. Short firework display at 6pm with a longer one at 6.45pm. External company will be doing the fireworks. All H&S protocols followed. Recorded music will be played and outdoor temporary lighting provided.*”

5.0 Representations

5.1 Environmental Health have submitted an objection following concerns over Public Nuisance.

5.2 This is primarily due to the proximity of the location to a place where horses are stabled.

5.3 Complaints were received after the previous firework event held at Greenfield School in 2022. The fireworks caused substantial distress to the animals and financial costs for the owners.

6.0 Reference Information to be considered.

6.1 The Horse stables in question are located roughly 250 meters away (as the crow flies) from Greenfield School.

6.2 The Government guidance document “Fireworks and Animals,” produced by The Blue Cross in conjunction with DEFRA, states “Fireworks must not be set off near livestock or horses in fields, or close to buildings housing livestock.”

6.3 The Animal Welfare Act (AWA) 2006 states it is an offence to cause any unnecessary suffering to any captive or domestic animal.

6.4 Section 4 of the AWA 2006 states that a person commits an offence if— (a) an act of his, or a failure of his to act, causes an animal to suffer, (b) he knew, or ought reasonably to have known, that the act, or failure to act, would have that effect or be likely to do so, (c) the animal is a protected animal, and (d) the suffering is unnecessary.

6.5 The Welfare of Farm Animals Regulations (WOFAR) states, in Schedule 5 (laying hens) and Schedule 8 Part 2 (pigs) that those animals must not be exposed to a sudden noise. Pigs should not be exposed to noise levels of above 85 dB.

7.0 The effects of noise on animal behaviour depends not only on its intensity (dB), its frequency (Hz), and its duration and pattern (including vibration potential), but also on the hearing ability of the animal species and breeds, the age and physiological state of the animal at the time of exposure. It also depends on the noise exposure history of the animal and to the predictability of the acoustic stimulus (United States Environmental Protection Agency, 1980).

7.1 Between 2010 and 2019 the BHS received incident reports describing 272 fireworks related incidents, 98 horses injured and 20 horse fatalities (British Horse Society, 2019).

8.0 Revised Guidance Issued Under Section 182 of the Licensing Act 2003

8.1 The Police or Environmental Health Authority (“relevant persons” for the purposes of TENs) may intervene to prevent such an event taking place by sending an objection to the Licensing Authority, which the Licensing Authority must consider on the basis of the statutory licensing objectives and decide whether the event should go ahead.

Notification of a Temporary Event – Greenfield School, 182 Old Woking Road, Woking, GU22 8HY

- 8.2 A relevant person may also intervene by agreeing a modification of the proposed arrangements directly with the TEN user.
- 8.3 If a relevant person sends an objection, this may result in the Licensing Authority imposing conditions on a TEN but only where the venue at which the event is to be held has an existing Premises Licence or Club Premises Certificate.
- 8.4 Greenfield School does not hold a Premises Licence or Club Premises Certificate and so no conditions can be imposed.
- 8.5 When serving a TEN, the premises user should consider the promotion of the four licensing objectives. The Licensing Authority may only otherwise intervene if the statutory permitted limits on TENs would be exceeded.
- 8.6 The Police and Environmental Health Authority have a period of three working days from when they are given the notice to object to it on the basis of any of the four licensing objectives.
- 8.7 If the Licensing Authority receives an objection notice from the police or Environmental Health Authority that is not withdrawn, it must (in the case of a standard TEN only) hold a hearing to consider the objection (unless all parties agree that this is unnecessary).
- 8.8 The Licensing Sub-Committee may decide to allow the licensable activities to go ahead as stated in the notice.
- 8.9 Alternatively, it can decide that the event would undermine the licensing objectives and should not take place.
- 8.10 In this case, the Licensing Authority must give a counter notice.
- 8.11 Such cases might arise because of concerns about the scale, location, timing of the event or concerns about public nuisance even where the statutory limits on numbers are being observed.
- 8.12 As noted above, the Police or Environmental Health Authority (as “relevant persons”) may contact the premises user to discuss their objections and try to come to an agreement which will allow the proposed licensable activities to proceed.
- 8.13 The TEN can be modified (for example, by changing the details of the parts of the premises that are to be used for the event, the description of the nature of the intended activities or their duration). The other relevant person has to agree for the modification to be made.

9.0 Explanation

- 9.1 The Sub-Committee is obliged to determine this application in light of an objection from Environmental Health with a view to promoting the Prevention of Public Nuisance Licensing Objective.

The Sub-Committee may not uphold the Environmental Health objection to the TENs on the grounds of any other Licensing Objective. In making its decision, the Sub-Committee is also obliged to have regard to the National Guidance and the Council’s own Licensing Policy in that it can only: -

- a) Prevent the TEN from going ahead by upholding the Environmental Health objection,
- b) Permit the event to go ahead as specified in the notice in Appendix 1.

10.0 Summary

10.1 The Sub-Committee is asked to determine the application in one of the following ways, having regard to the promotion of the Licensing Objectives.

- a) Uphold the Environmental Health objection and to refuse the event going ahead, or
- b) Permit the event to go ahead as specified in the notice in Appendix 1.

11.0 Implications

Finance and Risk

11.1 There are no significant financial implications.

11.2 The risks to the Council associated with determining an application are:

- Failure to undertake its statutory responsibilities within required timescales;
- Making a decision that may be challenged by the applicant via an appeal to the Magistrates Court with the possible consequence of costs being awarded against the Council. A Magistrates' Court has the power to make any order it considers appropriate in terms of legal costs. If the Committee provides a fully reasoned decision of the application, the onus is on the Appellant to prove that the Sub-Committee's decision was wrong, and
- Making a decision that compromises Community Safety.

Equalities and Human Resources

11.3 None.

Legal

11.4 The Licensing Authority must act to promote the four Licensing Objectives which are:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

11.5 The Licensing Authority must have regard to its statement of Licensing Policy and the guidance issued by the Secretary of State in carrying out its functions.

REPORT ENDS



* required information

Section 1 of 9

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No

Is your business registered outside the UK? Yes No

Note: completing the Applicant Business section is optional in this form.

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 9

APPLICATION DETAILS (See also guidance on completing the form, general notes and note 1)

Have you had any previous or maiden names?

Yes No

Enter details of any previous names or maiden names

First name

Family name

* Your date of birth / /
dd mm yyyy

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Continued from previous page...

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.



Building number or name	Greenfield School
Street	Old Woking Road
District	
City or town	Woking
County or administrative area	Surrey
Postcode	GU22 8HY
Country	United Kingdom

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

E-mail	
Telephone number	
Other telephone number	

Section 3 of 9

THE PREMISES

I, the proposed user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry out a temporary activity at the premises described below.

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). (See also guidance on completing the form, note 2)

* Does the premises have an address?

- Yes No

Continued from previous page...

Address

Is the address the same as (or similar to) the address given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

* Building number or name	Greenfield School
* Street	Old Woking Road
District	
* City or town	Woking
County or administrative area	Surrey
* Postcode	GU22 8HY
* Country	United Kingdom

* Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

- Neither Premises licence Club premises certificate

Location Details

* Provide further details about the location of the event

Using the land and buildings at Greenfield School, Old Woking Road.

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, give a description and details below (see also guidance on completing the form, note 3)

N/A

Describe the nature of the premises below (see also guidance on completing the form, note 4)

Preparatory School and grounds

Describe the nature of the event below (see also guidance on completing the form, note 5)

Fireworks night with food and alcohol for sale. To be held on Friday 3 November 2023 between 17:00 and 20:00. Short firework display at 6pm with a longer one at 6.45pm. External company will be doing the fireworks. All H&S protocols followed. Recorded music will be played and outdoor temporary lighting provided.

Continued from previous page...

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LICENSABLE ACTIVITIES

State the licensable activities that you intend to carry on at the premises (see also guidance on completing the form, note 6):

- The sale by retail of alcohol
- The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- The provision of regulated entertainment
- The provision of late night refreshment
- The giving of a late temporary event notice

(See also guidance on completing the form, note 7).

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event.

(See also guidance on completing the form, note 8).

Event Dates

There must be a period of at least 10 working days between the date you submit this form and the date of the earliest event when you will be using these premises for licensable activities.

State the dates on which you intend to use these premises for licensable activities

(see also guidance on completing the form, note 9)

Event start date / /
dd mm yyyy

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Event end date / /
dd mm yyyy

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

(see also guidance on completing the form, note 10)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

Note that the maximum number of people cannot exceed 499.

(see also guidance on completing the form, note 11)

Continued from previous page...

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

(see also guidance on completing the form, note 12):

- On the premises only
 Off the premises only
 Both

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RELEVANT ENTERTAINMENT (See also guidance on completing the form, note 13)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

N/A

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PERSONAL LICENCE HOLDERS (See also guidance on completing the form, note 14)

Do you currently hold a valid personal licence? Yes No

Section 7 of 9

PREVIOUS TEMPORARY EVENT NOTICES (See also guidance on completing the form, note 15)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice? Yes No

State the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year

1

Have you already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
b) Begins 24 hours or less after the event period proposed in this notice?

Continued from previous page...

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ASSOCIATES AND BUSINESS COLLEAGUES (See also guidance on completing the form, note 16)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? Yes No

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
- b) Begins 24 hours or less after the event period proposed in this notice?

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? Yes No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
- b) Begins 24 hours or less after the event period proposed in this notice?

Section 9 of 9

CONDITION (See also guidance on completing the form, note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

This formality requires a fixed fee of £21

DECLARATION (See also guidance on completing the form, note 19)

Continued from previous page...

* The information contained in this form is correct to the best of my knowledge and belief

* I understand that it is an offence:

(i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and

(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/temporary-event-notice/working/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

From: Janine Knighton <Janine.Knighton@woking.gov.uk>

Sent: 02 October 2023 18:36

To: Derrick Laing <Derrick.Laing@woking.gov.uk>

Cc: Licensing WEstern Police <LicensingWestern@surrey.pnn.police.uk>; Environmental Health <Environmental.Health@woking.gov.uk>; Emma Bourne <Emma.Bourne@woking.gov.uk>; Matthew Cobb <Matthew.Cobb@woking.gov.uk>; Sarah Milligan <Sarah.Milligan@woking.gov.uk>

Subject: RE: TEN for Fireworks event

Hi Derrick,

Environmental Health objects to this application on the grounds of Public Safety.

The school is adjacent to a yard where horses are kept and we have previously received complaints regarding noise from fireworks at displays on the Greenfield School site causing alarm and distress to the horses. As a result of this, owners and people who care for the horses have previously remained on site in an attempt to keep the horses calm, with veterinary intervention becoming necessary to provide sedation. This puts the public at risk of injury from agitated horses and this applies to owners and other people on site, as well as the general public should the horses spook and manage to break free from the site and bolt into public areas or onto roads. In addition, the noise and flashing lights from fireworks in close proximity to horses causes the horses and other animals on site unnecessary suffering, which is a welfare concern and should also be taken into consideration.

There is no objection to the provision and sale of alcohol, or for the provision of regulated entertainment should suitable conditions be applied to the TEN, such as the use of low noise fireworks, e.g [Low Noise Public Fireworks](#) | [Illusion Fireworks](#) If the school consults with the horse yard and they agree that low noise fireworks would be a suitable compromise (often further masked by the playing of music), then EH may withdraw our objection. With suitable notice the yard may also have time to arrange for particularly sensitive animals to be stabled away from the yard for the duration of the event, or out of sight of the display with stabling providing further mitigation to any noise. I would also recommend that any display should take place at the furthest point on the school grounds away from the horses and that other activities relevant to the occasion are considered as a focal point as an alternative to fireworks or in the least to keep the display as brief as possible, i.e bonfire, screened low level low noise fireworks (Catherine Wheels), sale of seasonal foods, soups, jacket potatoes, hot dogs, toffee apples etc.

If you have any queries, or if you would like to discuss this matter further, then please do not hesitate to contact me.

Janine Knighton | Deputy Environmental Health Manager | Environmental Health



[Registered Chartered Environmental Health Practitioner with CIEH](#)

